

**JAN 10 2006**

## UNITED STATES COURT OF APPEALS

## FOR THE NINTH CIRCUIT

**CATHY A. CATTERSON, CLERK**  
U.S. COURT OF APPEALS

KOLOB HEATING AND COOLING;  
MARK MATTHEW SANSON; BRAND  
THORNTON,

Plaintiffs - Appellants,

v.

THE INSURANCE CORPORATION OF  
NEW YORK; HDR INSURANCE  
SERVICES,

Defendants - Appellees.

No. 03-17272

D.C. No. CV-02-00829-KJD

District of Nevada,  
Las Vegas

ORDER AMENDING  
MEMORANDUM DISPOSITION

Before: PREGERSON, HAWKINS, and THOMAS, Circuit Judges.

The Memorandum disposition filed on October 20, 2005, is amended as follows:

On page 2, in the first sentence of the third indented paragraph, which also carries over to page 3: "There was no error in granting summary judgment to Kolob, as no material issues of fact precluded such a ruling" is corrected to read "There was no error in granting summary judgment to INSCORP, as no material issues of fact precluded such a ruling."